

**MINUTES OF
GREEN COUNTY BOARD OF ADJUSTMENT
Wednesday, July 31, 2019**

1. CALL TO ORDER AND ROLL CALL

The Board of Adjustment met in the County Board Room of the Green County Courthouse in Monroe on Wednesday, July 31, 2019. At 7:30 p.m., the meeting was called to order by Chairman Fahey. Roll call was taken and present were Ted Fahey, Wayne Dieckhoff, Cal Wasserstrass, Larry Eakins and Ken Clark. Also present was Adam Wiegel, Zoning Administrator

2. CONDUCT HEARING(S)

A. At 7:30 p.m., Fahey called the LONIEN public hearing to order, stating that the purpose was to consider application #2019-228 for the issuance of a conditional use permit for the operation of an esthetic business. The land is zoned agricultural and is located at N2112 County K, section 1, Town of Clarno. Roll call of the parties of interest was taken and present was Alisha Funk (Lonien), landowner. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019/APP2019-228. After hearing all testimony and evidence presented at the public hearing, made Clark a motion that was seconded by Dieckhoff to approve the conditional use permit request with the following conditions:

1. Business limited to current structure;
2. No parking on the road; and
3. No retail sales.

Roll call on the motion was as follows: Clark, aye, Dieckhoff, aye, Eakins, aye and Wasserstrass, aye. The motion carried. Motion by Eakins seconded by Wasserstrass to recess the public hearing. The motion carried by unanimous voice vote.

B. At 8.00 p.m., Fahey called the BARNES public hearing to order, stating that the purpose was to consider application #2019-234 for the issuance of a conditional use permit for the operation of a dumpster roll off storage and repair business. The land is zoned agricultural and is located at N7072 McDermott Road, section 1, Town of Albany. Roll call of the parties of interest was taken and present was Daniel Barnes, landowner. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019-234. After hearing all testimony and evidence presented at the public hearing, Dieckhoff made a motion that was seconded by Wasserstrass to approve the conditional use permit request with the following conditions:

1. Hours of operation 7 a.m. to 6 pm Monday thru Saturday;
2. Previous salvage permit will be revoked;
3. Notify local Fire Department of business and send copy of letter to the Zoning Department;
4. 1-30'x40' and 1-40'x60' (building) used for the business.
5. Provide turnaround for trucks;
6. Lighting downward facing (security lighting); and
7. No parking on road.

Roll call on the motion was as follows: Clark, aye, Dieckhoff, aye, Eakins, aye and Wasserstrass, aye. The motion carried. Motion by Dieckhoff, second by Wasserstrass to recess the public hearing. The motion carried by unanimous voice vote.

C. At 8:30 p.m., Fahey called the BECKER public hearing to order, stating that the purpose was to consider application #2019-139 for the issuance of a conditional use permit for the operation of a hemp testing, processing and consulting business. The land is zoned commercial and is located at W5241 County KK, section 36, Town of Clarno. Roll call of the parties of interest was taken and

present was Jimmy Becker, landowner; Denice and Steven Lovett and Carol Stamm, adjoining landowners. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019/APP2019-139. After hearing all testimony and evidence presented at the public hearing, Wasserstrass made a motion that was seconded by Dieckhoff to approve the conditional use permit request with the following conditions:

1. Hours of delivery 7 a.m. to 5 p.m. (November –August); and 6 a.m. to 10 p.m. September and October during harvest.
2. Material stored outside on south side of building until pellet machine is operational or one year (July 31, 2019);
3. Notify fire department and send copy of letter to Zoning Office;
4. Send verification of DNR (send zoning department a copy of any permit needed to dispose of hemp plant byproduct); and
5. Review permit (in the form of a public hearing) in 3 years.

Roll call on the motion was as follows: Clark, aye, Dieckhoff, aye, Eakins, aye and Wasserstrass, aye. The motion carried. Motion by Eakins seconded by Dieckhoff to recess the public hearing. The motion carried by unanimous voice vote.

D. At 9:30 p.m. Fahey called the Fendt hearing to order, stating that the purpose was to consider applications #2019-239 and #2019-240 to consider two variances from Thomas and Sharon Fendt, landowners: for the construction of a shed in the setback area of Amidon Road, 54.42' from the centerline vs county code minimum of 63' and for the construction of a shed in the setback area of a side lot line 2.7' vs county code minimum of 10'. The land is zoned agricultural and is located at W690 Amidon Road, section 11 Town of Brooklyn. Roll call of the parties of interest were taken and present were Thomas and Sharon Fendt, Landowners. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2019-239 and 240. After hearing all testimony and evidence presented at the public hearing, Eakins made a motion that was seconded by Wasserstrass to approve the variances as requested. Roll call on the motion was as follows: Clark, no, Dieckhoff, no, Eakins, aye, Wasserstrass, aye and Fahey, aye. The motion carried. Motion by Clark, second by Wasserstrass to recess the public hearing. The motion carried by unanimous voice vote.

3. ADJOURNMENT

Motion by Dieckhoff, second by Clark to adjourn. The motion carried by unanimous voice vote.

Larry Eakins
Secretary

Adam M. Wiegel
Acting Secretary